

LEGISLATIVE BILL 60

Approved by the Governor May 26, 2009

Introduced by Adams, 24.

FOR AN ACT relating to motor vehicles; to amend section 60-1901, Revised Statutes Cumulative Supplement, 2008; to redefine abandoned vehicle; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. Section 60-1901, Revised Statutes Cumulative Supplement, 2008, is amended to read:

60-1901 (1) A motor vehicle is an abandoned vehicle:

(a) If left unattended, with no license plates or valid In Transit stickers issued pursuant to the Motor Vehicle Registration Act affixed thereto, for more than six hours on any public property;

(b) If left unattended for more than twenty-four hours on any public property, except a portion thereof on which parking is legally permitted;

(c) If left unattended for more than forty-eight hours, after the parking of such vehicle has become illegal, if left on a portion of any public property on which parking is legally permitted;

(d) If left unattended for more than seven days on private property if left initially without permission of the owner, or after permission of the owner is terminated; ~~or~~

(e) If left for more than thirty days in the custody of a law enforcement agency after the agency has sent a letter to the last-registered owner under section 60-1903.01; ~~or~~

(f) If removed from private property by a municipality pursuant to a municipal ordinance.

(2) An all-terrain vehicle or minibike is an abandoned vehicle:

(a) If left unattended for more than twenty-four hours on any public property, except a portion thereof on which parking is legally permitted;

(b) If left unattended for more than forty-eight hours, after the parking of such vehicle has become illegal, if left on a portion of any public property on which parking is legally permitted;

(c) If left unattended for more than seven days on private property if left initially without permission of the owner, or after permission of the owner is terminated; ~~or~~

(d) If left for more than thirty days in the custody of a law enforcement agency after the agency has sent a letter to the last-registered owner under section 60-1903.01; ~~or~~

(e) If removed from private property by a municipality pursuant to a municipal ordinance.

(3) For purposes of this section:

(a) Public property means any public right-of-way, street, highway, alley, or park or other state, county, or municipally owned property; and

(b) Private property means any privately owned property which is not included within the definition of public property.

(4) No motor vehicle subject to forfeiture under section 28-431 shall be an abandoned vehicle under this section.

Sec. 2. Original section 60-1901, Revised Statutes Cumulative Supplement, 2008, is repealed.